

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences

In re Patent Application of  
von BORSTEL et al  
Serial No. 08/460,186  
Filed: June 2, 1996



Atty Dkt.: 1331-138

C# M#

Group Art Unit: 1211

Examiner: Kunz, G.

Date: March 13, 2000

Title: TREATMENT OF CHEMOTHERAPEUTIC  
AGENT AND ANTIVIRAL AGENT TOXICITY  
WITH ACYLATED PYRIMIDINE NUCLEOSIDES

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated  
September 13, 1999 of the Examiner twice/finally  
rejecting claims 1-25 (\$ 300.00 )

\$ 300.00

|                                                                                                                                                                                                                                 |                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|
| <input type="checkbox"/> An appeal <b>BRIEF</b> is attached in triplicate in the pending appeal of the<br>above-identified application (\$ 300.00 )                                                                             | \$ 0.00                     |
| <input type="checkbox"/> An <b>ORAL HEARING</b> is requested under Rule 194 (\$ 260.00 )<br>(due within two months after Examiner's Answer)                                                                                     | \$ 0.00                     |
| <input type="checkbox"/> Credit for fees paid in prior appeal without decision on merits                                                                                                                                        | -\$ ( 0.00)                 |
| <input type="checkbox"/> A reply brief is attached in triplicate under Rule 193(b)                                                                                                                                              | (no fee)                    |
| <input type="checkbox"/> Petition is hereby made to extend the current due date so as to cover the filing date of this<br>paper and attachment(s) (\$110.00/1 month; \$380.00/2 months; \$870.00/3 months; \$1,360.00/4 months) | \$ 870.00                   |
|                                                                                                                                                                                                                                 | <b>SUBTOTAL</b> \$ 1,170.00 |
| <input type="checkbox"/> Applicant is a "small entity"; enter 1/2 of subtotal and subtract<br><input type="checkbox"/> "small entity" statement attached                                                                        | -\$( 585.00)                |
|                                                                                                                                                                                                                                 | <b>SUBTOTAL</b> \$ 585.00   |
| Less month extension previously paid on                                                                                                                                                                                         | -\$( 0.00)                  |
| <b>TOTAL FEE ENCLOSED</b> \$ 585.00                                                                                                                                                                                             |                             |

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should  
have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A  
duplicate copy of this sheet is attached.

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**NIXON & VANDERHYE P.C.**  
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature:

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01 FC:219 150.00 DP  
02 FC:217 435.00 DP

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